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FILED.

DATED: 2:55 pm, November 09, 2023

U.S. MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAMES MOSQUEDA,
AKA "JIMMY,"

Defendant.

Case No. 2:23-mj-00969-DJA

COMPLAINT

VIOLATIONS:

Count One:

18 U.S.C. §§ 922(a)(1)(A), 923(a) and
924(a)(1)(D) – Engaging in the Business
of Dealing or Manufacturing Firearms
Without a License

Count Two:

18 U.S.C. §§ 933(a)(1), and 924(d)(1) –
Trafficking in Firearms

Count Three:

21 U.S.C. §§ 841(a)(1) and
841(b)(1)(A)(viii) – Distribution of a
Controlled Substance

Counts Four, Five, Six, and Seven:

18 U.S.C. §§ 922(o) and 924 (a)(2)–
Unlawful Transfer or Possession of
Machinegun

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1 BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned
2 Complainant, being duly sworn, deposes and states:

3 **COUNT ONE**

4 *Engaging in the Business of Dealing or Manufacturing Firearms Without a License*
(18 U.S.C. §§ 922(a)(1)(A), 923(a), and 924(a)(1)(D))

5 Beginning on or about a date unknown, and continuing up to and including October 30,
6 2023, in the State and Federal District of Nevada,

7 **JAMES MOSQUEDA, aka “Jimmy,”**

8 defendant herein, not being a licensed dealer and manufacturer of firearms within the meaning
9 of Chapter 44, Title 18, United States Code, did willfully engage in the business of dealing in
10 and manufacturing firearms that is, the defendant manufactured and sold privately made
11 firearms and machine gun conversion devices, all in violation of Title 18, United States Code,
12 Sections 922(a)(1)(A), 923(a), and 924(a)(1)(D).

13 **COUNT TWO**

14 *Trafficking in Firearms*
(18 U.S.C. §§ 933(a)(1) and 924(d)(1))

15 Beginning on or about September 26, 2023, and continuing up to and including on or
16 about October 30, 2023, in the State and Federal District of Nevada,

17 **JAMES MOSQUEDA, aka “Jimmy,”**

18 defendant herein, knowingly transported, transferred, caused to be transported, and otherwise
19 disposed of firearms to another person, in or affecting interstate or foreign commerce, knowing
20 or having reasonable cause to believe that the use, carrying, and possession of said firearms by
21 the recipient would constitute a felony, as defined in 18 U.S.C. § 932(a), all in violation of
22 Title 18, United States Code, Section 933.

COUNT THREE

Distribution of a Controlled Substance (Methamphetamine)
(21 U.S.C. § 841(a)(1) and 841(b)(1)(A)(viii))

On or about October 20, 2023, in the State and Federal District of Nevada,

JAMES MOSQUEDA, aka “Jimmy,”

defendant herein, did knowingly and intentionally distribute 500 grams or more of a mixture and substance containing a detectible amount of methamphetamine, a Schedule II controlled substance, all in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(viii).

COUNT FOUR

Unlawful Possession or Transfer of a Machinegun
(18 U.S.C. §§ 922(o) and 924(a)(2))

On or about October 2, 2023, in the State and Federal District of Nevada,

JAMES MOSQUEDA, aka “Jimmy,”

defendant herein, did knowingly possess and transfer a machinegun, to wit: machinegun conversion devices used to modify a semi-automatic firearm to fire as fully automatic weapon, enabling a firearm to shoot more than one shot, without manual reloading, by a single function of the trigger, in violation of Title 18 U.S.C. § 922(o) and 924(a)(2).

COUNT FIVE

Unlawful Possession or Transfer of a Machinegun
(18 U.S.C. §§ 922(o) and 924(a)(2))

On or about October 12, 2023, in the State and Federal District of Nevada,

JAMES MOSQUEDA, aka “Jimmy,”

defendant herein, did knowingly possess and transfer a machinegun, to wit: machinegun conversion devices used to modify a semi-automatic firearm to fire as fully automatic weapon, enabling a firearm to shoot more than one shot, without manual reloading, by a single function of the trigger, in violation of Title 18 U.S.C. § 922(o) and 924(a)(2).

COUNT SIX

Unlawful Possession or Transfer of a Machinegun
(18 U.S.C. §§ 922(o) and 924(a)(2))

On or about October 20, 2023, in the State and Federal District of Nevada,

JAMES MOSQUEDA, aka “Jimmy,”

defendant herein, did knowingly possess and transfer a machinegun, to wit: machinegun conversion devices used to modify a semi-automatic firearm to fire as fully automatic weapons, enabling a firearm to shoot more than one shot, without manual reloading, by a single function of the trigger, in violation of Title 18 U.S.C. § 922(o) and 924(a)(2).

COUNT SEVEN

Unlawful Possession or Transfer of a Machinegun
(18 U.S.C. §§ 922(o) and 924(a)(2))

On or about October 30, 2023, in the State and Federal District of Nevada,

JAMES MOSQUEDA, aka “Jimmy,”

defendant herein, did knowingly possess a machinegun, to wit: machinegun conversion devices used to modify a semi-automatic firearm to fire as fully automatic weapon, enabling a firearm to shoot more than one shot, without manual reloading, by a single function of the trigger, in violation of Title 18 U.S.C. § 922(o) and 924(a)(2).

PROBABLE CAUSE AFFIDAVIT

I, Brandon May, Special Agent, Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), being first duly sworn, states the following as and for probable cause:

1. Your Affiant is a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), a component of the United States Department of Justice, and has been so employed since September of 2015. Your Affiant is currently assigned to the ATF Las Vegas Group II Crime Gun Intelligence Task Force. As an ATF Special Agent, Your Affiant has successfully completed the Criminal Investigator Training Program at the Federal Law

1 Enforcement Training Center and Special Agent Basic Training at the ATF National Academy.
2 The training that I received at the academy included formalized instruction in, among other
3 things: firearms, drugs, and violent crime-related investigations, familiarization with United
4 States firearms laws, financial investigations and money laundering, identification and seizure
5 of drug and firearms tracking related assets, physical and electronic surveillance, weapon
6 qualification and tactics, operation and use of confidential sources, and undercover operations.

7 2. The following information contained within this criminal complaint is based
8 upon your Affiant's participation in this investigation as well as information and reports
9 provided to me by other law enforcement personnel. This statement does not include all
10 information in reference to this investigation, but rather only those facts necessary to establish
11 probable cause. All times are approximate.

12 **FACTS ESTABLISHING PROBABLE CAUSE**

13 3. During September 2023, agents debriefed an ATF CI¹, hereinafter referred to as
14 "CI-1," regarding an individual who is manufacturing firearms that is recognized by the
15 moniker "Jimmy." This individual was later identified as James MOSQUEDA. CI-1 informed
16 agents that MOSQUEDA utilizes the public Instagram profile "trapscamflo," to advertise
17 firearms and machinegun conversion devices (MCDs) for sale. Further, CI-1 informed agents
18 that MOSQUEDA resides in an apartment complex near the area of Las Vegas Boulevard and
19 East Cecile Ave in Las Vegas, Nevada. CI-1 continued to state that MOSQUEDA
20 manufactures privately made firearms (PMFs) and MCDs in his apartment.

21 ///

22
23 ¹ This person has worked for ATF in the past for possible consideration in a firearms and
24 narcotics trafficking investigation. The information provided to ATF by the ATF CI has, to
date, been found to be credible and much of it has been corroborated. ATF CI has been arrested
for a domestic violence related incident in the past.

4. On or about September 11, 2023, your Affiant reviewed Instagram profile “trapscamflo,” specifically the Highlighted Stories of the Instagram page. During this time, the following images and videos were viewed depicting firearms and MCDs:

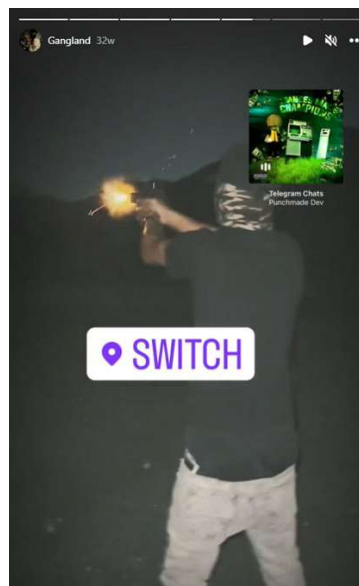
a. Your Affiant viewed a video of what appeared to be a PMF pistol being held by an individual wearing a blue latex type glove marked “35w,” meaning it was posted to the account approximately 35 weeks prior to your Affiant viewing it (reference video still image below).



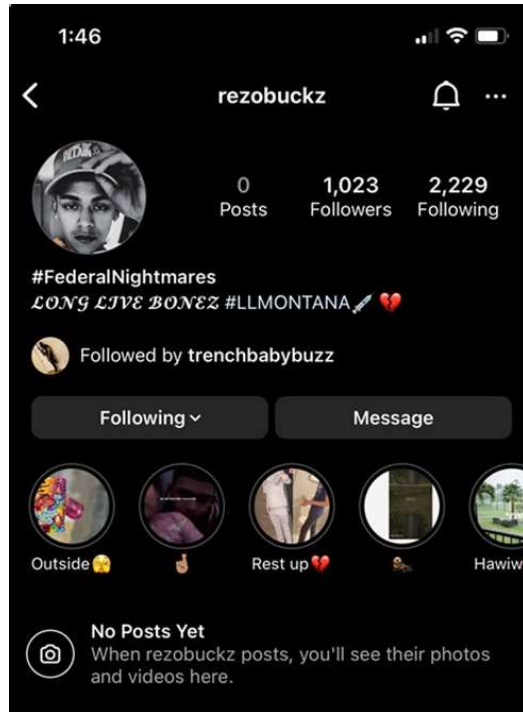
b. Your Affiant viewed an image of what appeared to be multiple “Glock switch” style MCDs which was marked “32w,” meaning it was posted to the account approximately 32 weeks prior to your Affiant viewing it. Further, the image was captioned with the following emojis, “🔌📱” (reference image below). Your Affiant recognized the plug emoji to mean “supply” and the cellphone emoji to mean “tap in” or “contact.” Based on the context of the image and the emoji’s, your Affiant understood that the MCDs were being advertised for sale.



c. Your Affiant viewed a video of what appeared to a Hispanic male adult shooting a machinegun, which was marked “32w,” meaning it was posted to the account approximately 32 weeks prior to your Affiant viewing it (reference image below). The video was captioned “switch,” which your Affiant understood to be referring a “Glock switch,” or MCD.



5. On or about September 20, 2023, CI-1 informed agents that MOSQUEDA also utilizes the public Instagram profile “rezobuckz,” with the bio having the hashtag “#FederalNightmares” (reference screenshot image below).



6. Continuing on this date, your Affiant reviewed the public Instagram profile “rezobuckz,” specifically the Highlighted Stories of the Instagram page. During this time, your Affiant noted the following images and videos depicting firearms:

a. Your Affiant viewed a video of what appeared to be a PMF pistol being held by an individual wearing a blue latex type glove marked “2w,” meaning it was posted to the account approximately 2 weeks prior to your Affiant viewing it (reference image below). Further, the video was captioned with the following emoji, “🔪.” Based on the context of the video and the emoji’s depicted, your Affiant understood that the PMFs were being advertised for sale.

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b. Your Affiant viewed a video of what appeared to be a PMF pistol frame being held by an unknown individual marked "11w," meaning it was posted to the account approximately 11 weeks prior to your Affiant viewing it (reference image below). Further, the background of the video appears to depict a 3-D printer actively printing. Your Affiant knows from training and experience that 3-D printers can be utilized to manufacture firearms, specifically the type of firearms depicted in the video.



1 c. Your Affiant viewed a video of what appeared to be a PMF pistol frame
2 being held by an unknown individual marked “21w,” meaning it was posted to the account
3 approximately 21 weeks prior to your Affiant viewing it. Further, the background of the video
4 appears to depict a 3-D printer actively printing a lower receiver of a firearm.

5 d. Your Affiant viewed a video of what appeared to be a portable CNC
6 milling machine and a laptop marked “33w,” meaning it was posted to the account
7 approximately 33 weeks prior to your Affiant viewing it. Further, the video is captioned the
8 following, “You eva turn the kitchen to a ghost gun shop.” Your Affiant recognized the term
9 “ghost gun” to be street vernacular for an un-serialized firearm, or PMF.

10 e. Your Affiant viewed a video of what appeared to be a portable CNC
11 milling machine and a laptop running software marked “39w,” meaning it was posted to the
12 account approximately 39 weeks prior to your Affiant viewing it. Further, the laptops screen is
13 visible in the video with a completion bar “7%” completed and “MILL TRIGGER WELL” in
14 bold lettering on the top of the screen. The video then pans over to an individual holding four
15 AR variant style lower receivers. Moments later, the video pans to CNC machine with what
16 appears to be an AR lower receiver being milled.

17 7. On September 21, 2023, LVMPD Intelligence Analysts determined that
18 Instagram profile “rezobuckz” and “trapscamflo” are associated with the individual James
19 MOSQUEDA. Your Affiant reviewed a Clark County Detention Center (CCDC) booking
20 photograph of MOSQUEDA, which was captured on or about June 20, 2023, and compared it
21 to various images posted to the aforementioned Instagram accounts. Your Affiant recognized
22 the individual depicted in the images posted to Instagram profile “rezobuckz” and
23 “trapscamflo” to be MOSQUEDA. Continuing on this date, agents showed CI-1 a redacted
24

1 version of the booking photograph of MOSQUEDA. CI-1 recognized the individual in the
2 image to be “Jimmy.”

3 8. Between September 18, 2023, and September 26, 2023, CI-1 contacted
4 MOSQUEDA by direct messaging the Instagram account Instagram profile “rezobuckz,” to
5 arrange a future firearm transaction.

6 9. On September 26, 2023, agents conducted a controlled purchase operation
7 involving CI-1 and an additional ATF CI, hereinafter referred to as CI- 2², of an un-serialized
8 9mm PMF and a Heckler and Koch USP .45 pistol bearing S/N “29-087696” from
9 MOSQUEDA. Prior to the transaction, CI-1 and MOSQUEDA agreed to conduct the
10 transaction in the North Las Vegas, Nevada area through recorded Instagram direct messages.
11 Prior to the transaction, surveillance units observed a two door Honda Civic park near the CI
12 vehicle. The vehicle license plate was later noted as 779 T08. Surveillance units observed
13 MOSQUEDA exit the vehicle as the driver and approach CI-1 and CI-2, who were located
14 outside, but in close proximity to, the CI vehicle. Moments later CI-2 paid MOSQUEDA
15 \$900.00 in pre-recorded currency for a 9mm PMF pistol. MOSQUEDA then informed CI-1
16 and CI-2 that he had an additional pistol for sale, which was located at his residence. A short
17 time later, MOSQUEDA departed the predetermined meeting location followed by surveillance
18 units. During this time, MOSQUEDA was observed turning Northbound on Hawken Drive
19 from Geist Avenue. At this time, surveillance units lost visual of MOSQUEDA. A short time
20 later, MOSQUEDA arrived back at the predetermined meeting location. Moments later, CI-2
21 paid \$900.00, in pre-recorded currency, to MOSQUEDA for Heckler and Koch USP .45 pistol

22 _____
23 ² This person has received pecuniary payments for his/her assistance. The information
24 provided to ATF by the ATF CI has, to date, been found to be credible and much of it has been
corroborated. The CI’s criminal history includes, but not limited to, the following: illegal
reentry convictions; burglary convictions; narcotics convictions; weapon related arrests; money
laundering arrests; and claims of US citizenship.

1 bearing S/N "29-087696." Further, CI-2 obtained the phone number 702-308-XXXX to arrange
2 future firearms transactions from MOSQUEDA. Moments later, surveillance units observed
3 MOSQUEDA depart the area. At the conclusion of the controlled purchase, agents debriefed
4 CI-2. During this time, CI-2 informed agents that MOSQUEDA informed them that he can
5 obtain AR machinegun conversion devices (MCDs) and that he can manufacture firearms.

6 10. Between September 27, 2023, and October 2, 2023, CI-2 exchanged phone
7 contacts with MOSQUEDA by contacting 702-308-XXXX to arrange a future firearm
8 transaction.

9 11. On October 2, 2023, agents conducted a controlled purchase operation involving
10 CI-2 of an un-serialized 9mm PMF, a silencer, and 13 MCDs from MOSQUEDA. Prior to the
11 transaction, CI-2 and MOSQUEDA agreed to conduct the transaction in the Las Vegas,
12 Nevada area through recorded phone contacts. Immediately prior to the CI-2's arrival at the
13 predetermined meeting location, surveillance units observed MOSQUEDA standing in front of
14 his residence carrying a black backpack. Upon CI-2's arrival, MOSQUEDA walked toward the
15 CI vehicle. While in the CI vehicle, MOSQUEDA removed the backpack and placed it in his
16 lap. Moments later, MOSQUEDA removed a clear plastic bag containing MCDs and handed it
17 to CI-2. A short time later, MOSQUEDA took out a white colored AR style pistol from the
18 same backpack and showed it to CI-2. At that time, MOSQUEDA opened the AR style pistol,
19 grabbed one of the MCDs from the plastic bag and inserted the MCD into the AR style pistol,
20 converting the firearm into a machinegun for CI-2. Once MOSQUEDA inserted the MCD, he
21 racked the firearm and pulled the trigger to show CI-2 that the firearm works with the MCD.
22 MOSQUEDA then handed the machinegun to CI-2. Below is a video still of MOSQUEDA
23 inserting the MCD into the AR style firearm:
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12. Moments later, MOSQUEDA took out a black silencer from his backpack. MOSQUEDA then took back the AR style pistol that was converted into a machinegun and attached the silencer. Shortly after, MOSQUEDA attached the silencer, then MOSQUEDA took the silencer off and attached the original muzzle attachment and put the suspected machinegun, silencer, and the MCDs back into the backpack. Below is a video still of MOSQUEDA with the suspected machinegun with the attached silencer.



1 13. Moments later, CI -2 handed MOSQUEDA \$1,400.00 of pre-recorded currency
2 for the firearms. A short time later, MOSQUEDA exited the CI vehicle and was observed
3 walking towards his residence. At or about this time, the CI vehicle departed the area and was
4 followed by surveillance units to a predetermined meeting location where agents took custody
5 of the firearms.

6 14. An ATF Firearms & Technology Division (FATD) Firearms Enforcement
7 Officer (FEO) later examined the un-serialized 9mm PMF, a suppressor, and 13 MCDs from
8 MOSQUEDA. The 9mm PMF did not function as machinegun when the firearm was test
9 fired. The firearm silencer contained baffling and other parts designed to baffle or muzzle the
10 noise, which was determined to be a “firearm silencer” as defined in 18 U.S.C. § 921(a)(25).
11 Numerous MCDs from the group of MCDs purchased from MOSQUEDA were inserted into
12 an AR-15 rifle and test fired. With the MCDs installed, the AR-15 fired numerous rounds
13 automatically. The devices converted the weapon into a machinegun and were determined to
14 be a “machinegun” as defined in 26 U.S.C. § 5845(b).

15 15. Between October 9, 2023, and October 12, 2023, CI-2 exchanged phone contacts
16 with MOSQUEDA by contacting 702-308-XXXX to arrange a future firearm transaction.

17 16. On October 12, 2023, a short time before the controlled purchase conducted later
18 that afternoon, your Affiant reviewed the public Instagram profile “rezobuckz,” specifically the
19 Stories of the Instagram page. During this time, your Affiant viewed a video of what appeared
20 to an individual handling a lower receiver for a PMF. The video was marked “1h,” meaning it
21 was posted to the account approximately 1 hour prior to your Affiant viewing it (reference
22 image below). Further, the video was captioned with the following, “Time is Money.” The
23 video pans over to what appears to be a 3-D printer with multiple AR style “drop in” MCDs.
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17. On October 12, 2023, the ATF and Homeland Security Investigations (HSI) conducted a controlled purchase operation involving CI-2 who agreed to purchase an unserialized 9mm PMF and 55 MCDs from MOSQUEDA. Prior to the transaction, CI-2 and MOSQUEDA agreed to conduct the transaction near MOSQUEDA's residence through recorded phone contacts on 702-308-XXXX. Prior to the controlled purchase, surveillance units observed MOSQUEDA exit the patio door of his residence carrying a small child. A short time later, MOSQUEDA returned to the rear patio door of his residence carrying a small child and what appeared to be mail, specifically USPS packages. Shortly after, the CI vehicle was followed by agents to the predetermined meeting location near MOSQUEDA's residence. Surveillance units then observed MOSQUEDA walking from the direction of his suspected residence to the CI vehicle, carrying a small black bag. MOSQUEDA then entered the CI vehicle carrying the aforementioned bag. During the transaction, MOSQUEDA removed a

1 MCD from the black bag and displayed the strength of the MCD to CI-2, reference video still
2 below.



11 18. Moments later, MOSQUEDA removed a pistol from his waistband area, racked
12 it, and handed it to CI-2, reference video still below.



22 19. Moments later, CI-2 called an HSI SA acting in an undercover capacity ("UC").
23 The phone call was placed on speakerphone with MOSQUEDA present. MOSQUEDA and
24 the undercover agent discussed MOSQUEDA's sources of methamphetamine. MOSQUEDA

1 informed the UC that his methamphetamine source would be obtaining “3 P’s,” which your
2 Affiant understood to mean three pounds of methamphetamine. MOSQUEDA later obtained
3 the UC’s phone number from CI-2. CI-2 then paid MOSQUEDA \$1,400.00 for the PMF and
4 55 MCDs. A short time later, MOSQUEDA exited the CI vehicle and walked to and entered
5 his residence via the rear patio door. The CI vehicle departed the area and was followed by
6 surveillance units to a predetermined meeting location where agents took custody of the
7 firearms. Below is an image of the items purchased from MOSQUEDA on October 12, 2023:



19 20. An ATF Firearms & Technology Division Firearms Enforcement Officer later
20 examined the 55 MCDs from MOSQUEDA. Numerous MCDs from the group of MCDs
21 purchased from MOSQUEDA were inserted into an AR-15 rifle and test fired. With the MCDs
22 installed, the AR-15 fired numerous rounds automatically. The devices converted the weapon
23 into a machinegun and were determined to be a “machinegun” as defined in 26 U.S.C.
24 § 5845(b).

1 21. Between October 16, 2023, and October 20, 2023, CI-2 exchanged phone
2 contacts with MOSQUEDA by contacting 702-308-XXXX to arrange a future firearm and
3 narcotics transaction.

4 22. On October 20, 2023, the ATF, HSI, and the Drug Enforcement Agency (DEA)
5 conducted a controlled purchase operation involving CI-2 and an HSI UC who agreed to
6 purchase MCDs, a PMF pistol, and methamphetamine from MOSQUEDA. Prior to the
7 transaction, CI-2, the UC, and MOSQUEDA agreed to conduct the transaction in the Las
8 Vegas, Nevada area through recorded phone contacts on 702-308-XXXX. During the
9 transaction, the UC observed MOSQUEDA walk towards the UC vehicle carrying a black
10 backpack from the area of his residence and enter the UC vehicle. MOSQUEDA then removed
11 approximately two pounds of suspected methamphetamine, which was wrapped in plastic and
12 vacuum sealed, from the backpack and handed it to the UC. The UC then confirmed the price
13 of \$1,300.00 per pound of methamphetamine, to which MOSQUEDA affirmed. MOSQUEDA
14 then removed 10 suspected "Glock switch" style MCDs (contained in a plastic bag), a 9mm
15 PMF pistol, and 32 AR "drop in" style MCDs (contained in a plastic bag) from the backpack.
16 The UC then handed MOSQUEDA \$2,600.00 of pre-recorded currency for the suspected
17 methamphetamine. Moments later, CI-2 handed MOSQUEDA \$1,000.00 of pre-recorded
18 currency for the firearms.

19 23. A short time later, MOSQUEDA exited the UC vehicle and walked in a
20 northeast direction in the complex while utilizing a cellular phone. The UC vehicle then
21 departed the area and was followed by surveillance units to a predetermined meeting location
22 where ATF took custody of the firearms, and the DEA took custody of the suspected
23 methamphetamine. Agents later conducted a presumptive field test of the suspected
24 methamphetamine which resulted in positive results. Agents also weighed the

1 methamphetamine, which weighed 1,061 gross grams. Below is an image of the items
2 purchased from MOSQUEDA on October 20, 2023:



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15 24. An ATF Firearms & Technology Division Firearms Enforcement Officer later
16 examined the 32 “drop in” type MCDs and the 10 “Glock switch” switch from MOSQUEDA.
17 Numerous of the “drop in” style MCDs, from the group of MCDs purchased from
18 MOSQUEDA, were inserted into an AR-15 rifle and test fired. With the MCDs installed, the
19 AR-15 fired numerous rounds automatically. The devices converted the weapon into a
20 machinegun and were determined to be a “machinegun” as defined in 26 U.S.C. § 5845(b).
21 Further, numerous of the “Glock switch” style MCDs, from the group of MCDs purchased
22 from MOSQUEDA, were inserted into a Glock pistol and test fired. With the MCDs installed,
23 the Glock pistol fired numerous rounds automatically. The devices converted the weapon into a
24 machinegun and were determined to be a “machinegun” as defined in 26 U.S.C. § 5845(b).

25. Between October 27, 2023, and October 30, 2023, CI-2 exchanged phone contacts with MOSQUEDA through the end-to-end encrypted messaging service “WhatsApp” to arrange a future firearm transaction.

26. On October 30, 2023, the ATF and the DEA conducted a controlled purchase operation involving CI-2 who agreed to purchase MCDs and two PMF pistols from MOSQUEDA. Prior to the transaction, CI-2 and MOSQUEDA agreed to conduct the transaction in the Las Vegas, Nevada area through recorded contacts via the WhatsApp application. Prior to the transaction, surveillance units followed the CI vehicle to the area of MOSQUEDA’s residence. The CI vehicle was parked just south of the residence on Terrazzo Avenue. During the transaction, surveillance units observed MOSQUEDA walk towards the CI vehicle carrying a black backpack. Moments later, MOSQUEDA entered the CI vehicle, removed a black firearm box from the backpack, and handed it to CI-2. CI-2 then opened the black box and removed a plastic bag containing MCDs. During this time, MOSQUEDA confirmed the quantity of MCDs in the bag. MOSQUEDA then removed one of the PMF pistols from the box and racked it, reference video still image below captured at or about this time.



1 27. Shortly after, CI-2 handed MOSQUEDA \$2,000.00 of pre-recorded currency for
2 the firearms. Moments later, MOSQUEDA exited the CI vehicle carrying the black backpack.
3 Surveillance units observed MOSQUEDA walk from the CI vehicle to the back patio door of
4 his residence. At or about this time, the CI vehicle departed the area and was followed by
5 surveillance units to a predetermined meeting location where agents took custody of the
6 firearms. CI-2 purchased two PMF 9mm pistols, 20 “Glock switch” style MCDs, and 30 AR
7 “drop in” style MCDs from MOSQUEDA. Below is an image of the items purchased from
8 MOSQUEDA on October 30, 2023:



20 28. On or about October 23, 2023, you Affiant conducted an ATF Federal Licensing
21 System Database query of MOSQUEDA identifiers. The query resulted in MOSQUEDA not
22 having, nor as he ever applied for, a license to engage in the business of dealing firearms.

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CONCLUSION

29. Based upon the information set forth in this application, your Affiant respectfully submits that there is probable cause to believe that JAMES MOSQUEDA committed the offenses of 18 U.S.C. § 922(a)(1)(A), *Dealing, Importing, or Manufacturing a Firearm Without a License*; 18 U.S.C. § 933(a)(1), *Trafficking in Firearms*; 18 U.S.C. § 922(o), *Illegal Possession or Transfer of a Machinegun*, and 21 U.S.C. § 841(a)(1) and (b)(1)(A)(viii), *Distribution of a Controlled Substance (Methamphetamine)*.



Brandon May, Special Agent
Alcohol, Tobacco, Firearms, and Explosives
(ATF)

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone on 9th day of November 2023.



HONORABLE DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

